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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

RIVERFRONT PLAZA, EAST TOWER  
951 EAST BYRD STREET  
RICHMOND, VIRGINIA 23219-4074

TEL 804 • 788 • 8200  
FAX 804 • 788 • 8218

Kelly L. Faglioni  
Direct Dial: 804-788-7334  
EMAIL: KFLAGLIONI@HUNTON.COM

File No: 46001.000278

September 3, 2002

**By Hand Delivery**

Ms. Marlene H. Dortch  
Federal Communications Commission  
Office of the Secretary  
c/o Vistronix, Inc.  
236 Massachusetts Avenue, N.E.  
Suite 110  
Washington, D.C. 20002

**CC Docket No. 00-218**

Dear Ms. Dortch:

In accordance with paragraph 769 of the Memorandum Opinion and Order, in CC Docket No. 00-218, released July 17, 2002 by the Wireline Competition Bureau (the "Non-Cost Order"), Verizon Virginia Inc. hereby notifies the Commission that WorldCom, Inc. is filing the jointly prepared interconnection agreement between the parties.

The agreement does not include a pricing schedule because the Commission has not yet issued its decision in the cost phase of the case.<sup>1</sup> Verizon expressly reserves its right to prepare such a pricing schedule to give effect to the pricing order that the Commission will issue in this case (the "Pricing Order"), as well as to set forth prices for those new (or modified) services that Verizon is being required to provide pursuant to the Non-Cost Order.

Verizon notes that this is a compliance filing and does not affect, and Verizon expressly reserves, its legal rights (including, but not limited to, appeals and/or requests for

<sup>1</sup> If the Commission wishes, Verizon is willing to prepare a pricing schedule using current rates, as it has done with Cox. To the extent that current rates do not exist for some services, the schedule would show that the rates are to be determined ("TBD").

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reconsideration) regarding the Non-Cost Order, as well as the Pricing Order. Upon further order of the Commission at the conclusion of this arbitration, the parties will submit executed conforming interconnection agreements (for each WorldCom CLEC affiliate) for approval under Section 251.

Finally, given WorldCom's ongoing bankruptcy proceeding and its prepetition debts owed to Verizon, Verizon expressly reserves the right to execute final interconnection agreements with WorldCom only if language is included in each of such agreements making clear that the agreement is an amendment, extension and restatement of the existing interconnection agreement between the parties; that the final interconnection agreement is not intended to be, nor shall it be construed to create, a novation or accord and satisfaction with respect to the existing interconnection agreement; and that all monetary obligations of the parties to one another under the existing interconnection agreement shall remain in full force and effect and shall constitute monetary obligations of the parties under the amended agreement (provided, however, that nothing contained in the amended interconnection agreement shall convert any claim or debt that would otherwise constitute a prepetition claim or debt in WorldCom's bankruptcy case into a postpetition claim or debt). In connection with the foregoing, Verizon expressly reserves all of its rights under the Bankruptcy Code and applicable law to seek or oppose any relief in respect of the assumption, assumption and assignment, or rejection of the existing interconnection agreements between Verizon and WorldCom, and/or any related matter in any future proceeding in the WorldCom bankruptcy proceeding or otherwise.

Please do not hesitate to contact the undersigned with any questions.

Sincerely,

A handwritten signature in cursive script, reading "Kelly L. Faglioni".

Kelly L. Faglioni  
Counsel for Verizon

cc: Jeffery Dygert, Assistant Bureau Chief, Common Carrier Bureau (8 copies) (By Hand)

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*Via Email and UPS-Next Day:*

Jodie L. Kelley, counsel for WorldCom

Kimberly Wild, counsel for WorldCom

David Levy, counsel for AT&T

Mark A. Keffer, counsel for AT&T

J.G. Harrington, counsel for Cox

Carrington F. Phillip, counsel for Cox